

## REGULAR MEETING

July 12, 1993

The Regular Meeting of the Annapolis City Council was held on Monday, July 12, 1993 in the Council Chamber. Mayor Hopkins called the meeting to order at 7:30 p.m. Alderman Hammond offered the invocation followed by the Pledge of Allegiance.

Present on Roll Call: Mayor Hopkins, Aldermen Hammond, Johnson, Gilmer, Gray, Snowden, Turner, DeGraff, Moyer

Staff Present: City Attorney Hodgson, Planning and Zoning Director Fogarty, Public Works Director Patmore, Transportation Director Chase

Alderman Snowden moved to approve the Minutes of 6/7/93, 6/9/93, 6/14/93 and 6/21/93. Seconded. CARRIED on voice vote.

There being no voiced objection, the order of the Agenda was amended to allow Business and Miscellaneous items.

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### **BUSINESS AND MISCELLANEOUS**

1. **R-34-93** For the purpose of designating Wexford, Ireland as a sister city for the City of Annapolis; and all matters related to said designation.

Alderman Snowden moved to adopt R-34-93. Seconded. A ROLL CALL vote was taken:

YEAS: Mayor Hopkins, Aldermen Hammond, Johnson, Gilmer, Gray, Snowden, Turner, DeGraff, Moyer

CARRIED: 9-0

2. **R-38-93** For the purpose of adopting the Ward One Sector Study; and all matters related to said Study.

Alderman Snowden moved to adopt R-38-93. Seconded. A ROLL CALL vote was taken:

YEAS: Mayor Hopkins, Aldermen Hammond, Johnson, Gilmer, Gray, Snowden, Turner, DeGraff, Moyer

CARRIED: 9-0

The regular order of the Agenda was resumed.

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### **PETITIONS, REPORTS AND COMMUNICATIONS**

1. Cecelia Fabula, representing AFSCME Local 3162 and 3406, spoke regarding union negotiations.

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### **ACTION ON APPLICATIONS AND APPEALS**

1. **R-26-93** For the purpose of denying the application of Harvey Blonder t/a Buddy's Crabs and Ribs for a conditional use to amend an existing conditional use for a restaurant to allow a bar and live entertainment, dancing, extension of the hours of operation until 2:00 a.m. and service of alcoholic beverages without meals at 100-104 Main Street in the City of Annapolis; and all matters relating to said conditional use.

Alderman Hammond moved to adopt R-26-93. Seconded. A ROLL CALL vote was taken:

YEAS: Aldermen Hammond, Johnson, Gray, Turner

NAYS: Mayor Hopkins, Aldermen Gilmer, Snowden, DeGraff, Moyer  
DEFEATED: 5-4

**R-26-93 (2)** For the purpose of approving the application of Harvey Blonder t/a Buddy's Crabs and Ribs for a conditional use to amend an existing conditional use for a restaurant to allow a bar and live entertainment, dancing, extension of the hours of operation and service of alcoholic beverages without meals at 100-104 Main Street in the City of Annapolis; and all matters relating to said conditional use.

Alderman DeGraff moved to adopt R-26-93 (2). Seconded.

Alderman Hammond moved to postpone consideration of R-26-93(2). Seconded. A ROLL CALL vote was taken:

YEAS: Aldermen Hammond, Turner  
NAYS: Mayor Hopkins, Aldermen Johnson, Gilmer, Gray, Snowden, DeGraff, Moyer  
DEFEATED: 7-2

A ROLL CALL vote was taken on the main motion.

YEAS: Mayor Hopkins, Aldermen Gilmer, Snowden, DeGraff, Moyer  
NAYS: Aldermen Hammond, Johnson, Gray, Turner  
CARRIED: 5-4

Alderman Gilmer left at 8:17 p.m.

2. **R-31-93** For the purpose of confirming the approval of the application of Robert and Diana Corbett for a conditional use to establish a three unit multi-family dwelling located at 14 Fleet Street in the City of Annapolis, subject to certain conditions; and all matters relating to said conditional use.

Alderman Snowden moved to adopt R-31-93. Seconded. A ROLL CALL vote was taken:

YEAS: Mayor Hopkins, Aldermen Hammond, Johnson, Gray, Snowden, Turner, DeGraff, Moyer  
CARRIED: 8-0

The regular order of the Agenda was amended to allow a Business and Miscellaneous item.

### **BUSINESS AND MISCELLANEOUS**

3. **R-33-93** For the purpose of extending for a certain period of time the conditional use authorization granted pursuant to Resolution R-41-92 Amended.

Alderman Gray moved to adopt R-33-93. Seconded. CARRIED on voice vote.

The regular order of the Agenda was resumed.

### **ACTION ON APPLICATIONS AND APPEALS**

3. **R-32-93** For the purpose of approving the application of W/M Enterprises, Inc., t/a Ramshead Tavern for a conditional use to expand an existing restaurant/bar located at 31-33 West Street in the City of Annapolis, subject to certain conditions; and all matters relating to said conditional

use.

Alderman Snowden moved to adopt R-32-93. Seconded. A ROLL CALL vote was taken:

YEAS: Mayor Hopkins, Aldermen Hammond, Johnson, Gray, Snowden, Turner,  
DeGraff, Moyer

CARRIED: 8-0

### LEGISLATIVE ACTION

1. **O-17-93** Sponsored by Alderman Turner

For the purpose of providing special legal counsel to the Ethics Commission;  
and all matters relating to said special counsel.

The Rules Committee reported unfavorably on O-17-93.

Alderman Turner moved to adopt O-17-93 on second reading. Seconded.

Alderman Turner moved to amend O-17-93 as follows:

On page 2, line 26, strike "from the date of its passage" and substitute "on January 1, 1994".

Seconded. CARRIED on voice vote.

The main motion was DEFEATED on voice vote.

2. **O-22-93** Sponsored by Alderman Hammond

For the purpose of allowing certain conditional uses to be reestablished after  
the six month cessation period under certain circumstances; and all matters  
relating to said cessation of conditional uses.

Alderman Snowden moved to adopt O-22-93 on second reading. Seconded.

Alderman Hammond moved to amend O-22-93 as follows:

On page 2, line 15, immediately following "ACT OF GOD" insert "AFTER AUGUST 1,  
1991".

Seconded. CARRIED on voice vote.

The main motion, as amended, CARRIED on voice vote.

Alderman Snowden moved to adopt O-22-93 Amended on third reading. Seconded.  
CARRIED on voice vote.

3. **O-23-93** Sponsored by Mayor Hopkins

For the purpose of allowing limited expansion of certain residential planned  
unit developments and multifamily residential complexes; and all matters  
relating to said limited expansion.

Alderman Snowden moved to adopt O-23-93. Seconded.

Alderman DeGraff moved to amend O-23-93 as follows:

**Amendment No. 1**

On Page 2, line 50, add the following:

THE PLANNING AND ZONING DIRECTOR SHALL NOTIFY THE ALDERMAN OF THE WARD OF THE PROPOSED CHANGES PRIOR TO THE POSTING OF THE PROPERTY.

Seconded. CARRIED on voice vote.

The main motion, as amended, CARRIED on voice vote.

Alderman Snowden moved to adopt O-23-93 Amended on third reading. Seconded. CARRIED on voice vote.

4. **O-25-93** Sponsored by Aldermen Hammond, Snowden, DeGraff, Gray

For the purpose of clarifying the authority of the Department Directors and Boards to revoke or suspend permits and licenses upon certain violations and in certain circumstances; providing for a due process hearing prior to any revocation or suspension of permits and licenses; and all matters relating to said permits and licenses.

The Alcoholic Beverage Control Board reported favorably on O-25-93.

Alderman Snowden moved to adopt O-25-93 on second reading. Seconded. CARRIED on voice vote.

Alderman Turner moved to adopt O-25-93 on third reading. Seconded. CARRIED on voice vote.

5. **O-30-93** Sponsored by Alderman DeGraff

For the purpose of adding beer to the wine tasting alcoholic beverage license; defining said license; establishing fee; and all matters relating to said license.

The Alcoholic Beverage Control Board and the Rules Committee reported favorably on O-30-93.

Alderman Snowden moved to adopt O-30-93 on second reading. Seconded. CARRIED on voice vote.

Alderman Snowden moved to adopt O-30-93 on third reading. Seconded. CARRIED on voice vote.

6. **O-33-93** Sponsored by Mayor Hopkins

For the purpose of authorizing the lease of certain municipal property located at the City Dock to Spirit Marine Company, for a certain period of time, at a certain rental and under certain terms and conditions, for the purpose of docking and mooring the vessel known as "Spirit of Baltimore"; and all matters relating to said lease.

Alderman Snowden moved to adopt O-33-93 on first reading. Seconded. CARRIED on

voice vote.

Referred to the Finance and Economic Matters Committees.

7. **O-34-93** Sponsored by Alderman Turner

For the purpose of authorizing the conveyance of all its rights, title and interest, if any in and to a strip of ground, being a portion of an unimproved street known as Beale Street, to adjacent property owners whose property is contiguous to said parcel of ground; providing for the property to be sold at private sale; and all matters relating to said authorization.

Alderman Turner moved to adopt O-34-93. Seconded. CARRIED on voice vote.

Referred to the Finance Committee.

### **BUSINESS AND MISCELLANEOUS**

4. **R-35-93** For the purpose of authorizing the Mayor of the City of Annapolis to serve as the official representative of the City in all matters relating to the Community Development Block Grant Program.

Alderman Snowden moved to adopt R-35-93. Seconded. CARRIED on voice vote.

5. **R-36-93** For the purpose of extending for a certain period of time the conditional use authorization granted pursuant to Resolution R-29-92.

Alderman Snowden moved to adopt R-36-93. Seconded. A ROLL CALL vote was taken:

YEAS: Mayor Hopkins, Aldermen Johnson, Gray, Snowden, Turner, DeGraff, Moyer  
NAYS: Alderman Hammond  
CARRIED: 7-1

6. **R-37-93** For the purpose of approving the rehabilitation of rental housing located on Bay Ridge Avenue and Forest Drive in the City of Annapolis; and all matters relating to said housing.

Alderman Snowden moved to adopt R-37-93. Seconded. CARRIED on voice vote.

7. **R-39-93** For the purpose of expressing its gratitude to Jay Marts, Executive Officer for the Annapolis National Guard, members of the National Guard, and the residents of Woodside Gardens and Newtowne 20 for their participation in the cleanup of the aforementioned communities; and all matters relating to said clean up.

Alderman Snowden moved to adopt R-39-93. Seconded. CARRIED on voice vote.

8. Proposed COLA - Non-union employees

Alderman Turner moved to approve a two percent COLA for all non-union employees for FY 94 effective 7/1/93. Seconded. A ROLL CALL vote was taken:

YEAS: Mayor Hopkins, Aldermen Hammond, Gray, Snowden, Turner, DeGraff  
NAYS: Aldermen Johnson, Moyer  
CARRIED: 6-2

9. Reclassification of positions:

- a. Fire Department Assistant

Alderman Turner moved to approve the Job Description for the Fire Department Assistant. Seconded. A ROLL CALL vote was taken:

YEAS: Mayor Hopkins, Aldermen Turner, Moyer  
NAYS: Aldermen Hammond, Johnson, Gray, Snowden, DeGraff  
DEFEATED: 5-3

b. Fire Marshal Lieutenant

Alderman Johnson moved to approve the Job Description for the Fire Marshall Lieutenant. Seconded.

There being no voiced objection, the Job Description was amended as follows:

On page 1, under "Acceptable Experience and Training", strike the period after "year" and strike "Must be in the Fire Marshal's Office at least one (1) full year to be eligible for reclassification".

The main motion, as amended, CARRIED on voice vote.

10. Risk Management Committee Minutes of 6/16/93

Alderman Snowden moved to adopt the Risk Management Committee Minutes of 6/16/93. Seconded. CARRIED on voice vote.

11. Rules Committee Minutes of 6/21/93

Alderman Snowden moved to adopt the Rules Committee Minutes of 6/21/93. Seconded. CARRIED on voice vote.

12. Housing and Community Development Committee Minutes of 6/23/93

Alderman Snowden moved to adopt the Housing and Community Development Committee Minutes of 6/23/93. Seconded. CARRIED on voice vote.

13. Finance Committee Minutes of 7/1/93

Alderman Hammond moved to adopt the Finance Committee Minutes of 7/1/93. Seconded. CARRIED on voice vote.

14. Payment of monthly bills

Alderman Hammond moved to pay the monthly bills. Seconded. CARRIED on voice vote.

15. Appointments

Alderman Snowden moved to confirm the Mayor's appointments of the following named persons as set forth in Memoranda from Mayor Alfred A. Hopkins dated 7/5/93, 7/7/93 and 7/9/93:

**Alcoholic Beverage Control Board**

Ronald Wolod

**Environmental Commission**

David Williams

**Commission on Aging**

Margaret Eagle  
Theresa O'Beirne

**Transportation Advisory Board**

Edward D. Scudder

**Planning and Zoning Commission**

Whitney Bilderback Chellis

Seconded. CARRIED on voice vote.

Upon motion duly made, seconded and adopted, the meeting was adjourned at 9:30 p.m.

Patricia L. Bembe, CMC/AAE

City Clerk

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